



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/567,823

Applicant : Mark J. REDMOND et al.

Filed : April 24, 2006

TC/A.U. : 2629

Examiner

Docket No. : 2315-129 Customer No. : 06449 Confirmation No. : 7156

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Under the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant submits herewith information that the Office may wish to consider in examination of the subject application. Materials submitted for consideration are listed on the attached form PTO-1449.

Respectfully submitted,

Bν

Jeffey L. Ihnen

Attorney for Applicants Registration No. 28,957

ROTHWELL, FIGG, ERNST & MANBECK, p.c.

Suite 800, 1425 K Street, N.W.

Washington, D.C. 20005 Telephone: (202)783-6040

1					
TO STORE SEE		Complete if Known			
WIND SE				Application Number	10/567,823
ORMATION DISCLOSURE STATEMENT BY APPLICANT				Filing Date	April 24, 2006
STATEMENT BY APPLICANT			N I	First Named Inventor	Mark J. REDMOND et al.
					2629
				Examiner Name	
				Confirmation No.	7156
Sheet	1	of	3	Attorney Docket Number	2315-129

U.S. PATENT DOCUMENTS						
		U.S. Patent D	· · · · · · · · · · · · · · · · ·	Name of Patentee or Applicant	Date of Publication	
Examiner Cite Initials* No.1	Cite No. <sup>1</sup> Number Kind Code (if known)		of Cited Document	of Cited Document MM-DD-YYYY		
		4,435,429		Burrows et al.	03-06-1984	
		4,496,606		Michnowski	01-29-1985	
		5,169,660		Collins et al.	12-08-1992	
		5,200,215		Slade et al.	04-06-1993	
		5,360,614		Fox et al.	11-01-1994	
		5,545,414		Behr et al.	08-13-1996	
-		5,612,074		Leach	03-18-1997	
			1			

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&#</sup>x27;Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code. <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language translation is attached. AB indicates that only an English language abstract is attached.

· 	OTPE	<b>\</b>		<b></b>	
	300	- 1		Con	nplete if Known
۱ ۱ ۸	NON 0 5 500R	<i>M. I</i>		Application Number	10/567,823
INFORMATION DISCOSURE				Filing Date	April 24, 2006
PE 42			NI	First Named Inventor	Mark J. REDMOND et al.
7. 2006 B				Group Art Unit	2629
l : #1				Examiner Name	
TRADEMENT &				Confirmation No.	7156
Sheet	2	of	3	Attorney Docket Number	2315-129

		NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T²		
		MODAN, M., et al., "Fasting Plasma Glucose in Screening for NIDDM in the U.S. and Israel", Diabetes Care, vol. 17, No. 5, May 1994, pp. 436-439			
		WOLEVER, T.M.S., et al., "Variation of Postprandial Plasma Glucose, Palatability, and Symptoms Associated with a Standardized Mixed Test Meal Versus 75 g Oral Glucose", Diabetes Care, Vol. 21, No. 3, March 1998, pp. 336-340			
		McIVOR, M., et al., "Flattening Postprandial Blood Glucose Responses with Guar Gum: Acute Effects", Diabetes Care, Vol. 8, No. 3, May-June 1985, pp. 274-278			
		WURSCH, P., et al., "The Role of Viscous Soluble Fiber in the Metabolic Control of Diabetes", Diabetes Care, Vol. 20, No. 11, November 1997, pp. 1774-1780			
		JENKINS, D.J.A., et al., "Unabsorbable Carbohydrates and Diabetes: Decreased Post- Prandial Hyperglycaemia", The Lancet, Vol. 24, No. 2, July 24, 1976, pp. 172-174			
		WOLEVER, T.M.S., et al., "Prediction of the Relative Blood Glucose Response of Mixed Meals Using the White Bread Glycemic Index", Diabetes Care, Vol. 8, No. 5, SeptOct. 1985, pp. 418-428			
	WOLEVER, T.M.S., et al., "Determinants of Diet Glycemic Index Calculated Retrospective from Diet Records of 342 Individuals with Non-Insulin-Dependent Diabetes Mellitus", Am. Clin. Nutr., Vol. 59, No. 6, June 1994, pp. 1265-1269				
WOLEVER, T.M.S., et al., "The Glycemic Index: Methodology and Clinical Implication J. Clin. Nutr., Vol. 54, No. 5, November 1991, pp. 846-854					
GERSTEIN, H.C., "Fasting Versus Postload Glucose Levels: why the controversy?", Dia Care, Vol. 24, 2001, pp. 1855-1857					
	TUOMILEHTO, J., et al., "Prevention of Type 2 Diabetes Mellitus by Changes in Lifestyle Among Subjects with Impaired Glucose Tolerance", The New England Journal of Medicine, Vol. 344, No. 18, May 3, 2001, pp. 1343-1350				
Examiner Signature		Date Considered			

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

				Complete if Known		
				Application Number	10/567,823	
INFORMATI				Filing Date	April 24, 2006	
STATEMENT BY APPLICANT				First Named Inventor	Mark J. REDMOND et al.	
				Group Art Unit	2629	
MON 0 5 5008 R				Examiner Name		
ATTEN TO THE THE PARTY OF THE P				Confirmation No.	7156	
Sheet	3	of	3	Attorney Docket Number	2315-129	

		NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published					
		JENKINS, A., et al., "Depression of the Glycemic Index by High Levels of β-Glucan Fiber in Two Functional Foods Tested in Type 2 Diabetes", European Journal of Clinical Nutrition, Vol. 56, No. 7, 2002, pp. 622-628					
		Del TOMA, E., et al., "Soluble and Insoluble Dietary Fibre in Diabetic Diets", European Journal of Clinical Nutrition, Vol. 42, No. 4, 1988, pp. 313-319					
		AMERICAN DIABETES ASSOC. & NATIONAL INSTITUTE OF DIABETES, DIGESTIVE AND KIDNEY DISEASES, "The Prevention or Delay of Type 2 Diabetes", Diabetes Care, Vol. 26, Supp. 1, 2003, pp. S62-S69					
	:	"Polycell Technologies, Bioactive Solutions for Human Health and Nutrition", <a href="http://www.polycell.com/research.html">http://www.polycell.com/research.html</a> , 4 pages					
Examiner Signature		Date Considered	<u> </u>				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1Unique citation designation number. 2Applicant is to place a check mark here if English language Translation is attached.